HON'BLE THE CHIEF JUSTICE SHRI G.S. SINGHVI
AND
HON'BLE SHRI JUSTICE C.V. NAGARJUNA REDDY

Writ Petition No. 19654 of 2007

Between:

Migrants Rights Council,
Affiliated to Migrant Forum in Asia,
Rep. by its President P. Narayana Swamy
Mahabubnagar

… Petitioner

And

The Union of India,
Rep. by its Principal Secretary,
Ministry of Overseas Indian Affairs,
New Delhi & others

… Respondents

:: O R D E R ::

Counsel for the petitioners : Ms. Jaya Vindhyala for
Shri Prattipati Venkateswarlu

September 17, 2007

Per G.S. SINGHVI, CJ

In this petition filed by Migrants Rights Council (for short, 'the

council'), which is said to be a member of Migrants Forum in Asia, prayer has been made for issue of a mandamus to the State and Union Governments to provide minimum facility for bringing the undocumented labourers from United Arab Emirates (UAE) and to provide livelihood to them by constituting a special committee. It has been further prayed that the two governments be directed to cooperate with the delegation of the petitioner council for visiting UAE to make enquiry regarding undocumented migrant workers. Yet another prayer made is for taking action in the matter of fraud and cheating committed by the agents, who are engaged in sending undocumented migrant workers to the gulf countries.

We have heard Ms.Jaya Vindhyalaya and perused the record. There cannot be any doubt that the petitioner has made commendable efforts to seek protection for undocumented migrant labourers who, on being misled by unscrupulous agents, have gone to gulf countries, including UAE, and landed themselves in serious difficulties, but this Court cannot issue direction, which may impinge on the relations between India and the gulf countries, including UAE. The Court cannot mandate the State and Central Government to grant permission to the President and office bearers of the petitioner to visit the particular country for the purpose of making enquiry into the conditions of undocumented migrant labour or constitute a committee or commission for the purpose.

It is neither the pleaded case of the petitioner nor the learned counsel argued that the President of the council Shri P. Narayana Swamy has been denied passport or any action has been taken by the Government of India or State Government preventing him from exercising right under Article 19 of the Constitution. Therefore, there is no valid ground to entertain the prayer made in the writ petition, which

is dismissed.

As a sequel to dismissal of the writ petition, WPMP No.25341 of 2007 filed by the petitioner for interim relief is also dismissed.

G.S. SINGHVI, CJ

September 17, 2007

C.V. NAGARJUNA REDDY, J

svs